

Defined terms: "Commission" § 3-301  
"Secretary" § 3-301

3-305. INVESTIGATIONS OF APPLICANTS.

(A) IN GENERAL.

(1) THE SECRETARY SHALL INVESTIGATE THE CHARACTER, REPUTATION, AND QUALIFICATIONS OF EACH APPLICANT FOR A COMMISSION.

(2) THE INVESTIGATION SHALL INCLUDE AN INVESTIGATION OF THE APPLICANT'S CRIMINAL RECORD, INCLUDING CHECKING RECORDS OF LOCAL POLICE DEPARTMENTS AND THE FEDERAL BUREAU OF INVESTIGATION.

(3) THE SECRETARY SHALL CONDUCT THE INVESTIGATION IN ACCORDANCE WITH RULES AND REGULATIONS ADOPTED BY THE SECRETARY.

(B) RECOMMENDATION TO GOVERNOR.

(1) THE SECRETARY SHALL TRANSMIT TO THE GOVERNOR:

(I) THE RESULTS OF THE INVESTIGATION;

(II) A RECOMMENDATION ON DENYING OR GRANTING THE APPLICATION; AND

(III) THE REASONS FOR THE RECOMMENDATION.

(2) THE GOVERNOR MAY ACCEPT THE RECOMMENDATION OF THE SECRETARY BUT NEED NOT ISSUE A COMMISSION APPROVED BY THE SECRETARY IF THE GOVERNOR BELIEVES IT NOT TO BE IN THE BEST INTEREST OF THE STATE TO DO SO.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 4-903(a).

Subsection (b)(1) of this section is revised in the active voice to clarify that the Secretary transmits the results of the investigation and the recommendation to the Governor.

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"Secretary" § 3-301

3-306. ISSUANCE OF COMMISSION.

(A) ISSUANCE.

THE GOVERNOR SHALL ISSUE A COMMISSION TO EACH APPLICANT APPROVED BY THE GOVERNOR.

(B) CONTENTS.

THE COMMISSION SHALL INDICATE:

(1) THE TERM OF THE COMMISSION; AND